

1 Mark Punzalan (State Bar No. 247599)
2 Email: mark@chanpunzalan.com
3 Nicole Daryanani (State Bar No. 328068)
4 Email: nicole@chanpunzalan.com
5 CHAN PUNZALAN LLP
6 22 Battery St., Suite 401
7 San Francisco, CA 94111
8 Telephone: 650.362.4150
9 Facsimile: 650.362.4151

10 *Counsel for Plaintiff*
11 *ET Solar, Inc.*

12 Leodis C. Matthews (State Bar No. 109064)
13 Email: leodismatthews@zhonglun.com
14 ZHONG LUN LAW FIRM LLP
15 4322 Wilshire Blvd Ste 200
16 Los Angeles, CA 90010
17 Telephone: 323.930.5690
18 Facsimile: 323.930.5693

19 *Counsel for Defendant*
20 *Sumecht Na, Inc.*

21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA
23 OAKLAND DIVISION

24 ET SOLAR, INC.,
25 a California corporation,

26 Plaintiff,

27 v.

28 SUMECHT NA Inc., a Texas corporation
doing business as SUMEC NORTH
AMERICA INC.,

Defendant.

Case No. 3:20-CV-06061-LB

**JOINT RESPONSE TO ORDER
GRANTING MOTION TO DISMISS [ECF
No. 28]**

Action Filed: August 28, 2020
Judge: Hon. Laurel Beeler

1 In the Court's December 16, 2020 Order Granting Defendant Sumecht NA Inc.'s Motion
2 to Dismiss, the Court granted Plaintiff ET Solar, Inc.'s request for limited jurisdictional discovery.
3 [Docket No. 28] The Court also ordered the parties to confer on a timeline for this discovery and
4 the filing of any amended complaint and to update the court by January 7, 2021. After the
5 conference of the parties' counsel, the parties proposed the following schedule:

- 6 • Deadline for the Parties to Serve Limited Jurisdictional Discovery Requests - **January 22,**
7 **2021;**
- 8 • Deadline for the Parties to Serve Responses to Limited Jurisdictional Discovery Requests -
9 **February 22, 2021;**
- 10 • Deadline for Plaintiff to File Amended Complaint - **March 24, 2021.**

11 During the parties' conference, the parties also discussed ADR options to minimize
12 attorney fees, and by this submission, the parties hereby jointly request a referral to a magistrate
13 judge for an early settlement conference. However, because the person with settlement authority
14 for Defendant is located in China, Defendant intends to request a late afternoon start time for a
15 settlement conference. As such, if a settlement conference is not possible with this time constraint,
16 the parties are open to a mediation with a court-appointed mediator or through a private mediation
17 ordered by the Court.

18 Respectfully submitted,

19 Dated: January 7, 2021

/s/Mark Punzalan

20 Mark Punzalan (State Bar No. 247599)

21 Email: mark@chanpunzalan.com

Nicole Daryanani (State Bar No. 328068)

22 Email: nicole@chanpunzalan.com

CHAN PUNZALAN LLP

23 22 Battery St., Suite 401

San Francisco, CA 94111

24 Telephone: 650.362.4150

25 Facsimile: 650.362.4151

26 *Counsel for Plaintiff*
27 *ET Solar, Inc.*
28

1
2 Dated: January 7, 2021

/s/Leodis Matthews
Leodis C. Matthews (State Bar No. 109064)
Email: leodismatthews@zhonglun.com
ZHONG LUN LAW FIRM LLP
4322 Wilshire Blvd Ste 200
Los Angeles, CA 90010
Telephone: 323.930.5690
Facsimile: 323.930.5693

6
7 *Counsel for Defendant*
8 *Sumecht Na, Inc.*

9
10 **ATTESTATION**

11 Pursuant to Local Rule 5-1(i)(3), I hereby attest that the other signatory listed concurs
12 in this filing's content and has authorized the filing.
13

14 Dated: January 7, 2021

By: /s/Mark Punzalan
Mark Punzalan